

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>Applicant(s): CURTISS et al.</b> <b>Patent No.: 7,024,230</b> <b>Date of Patent: April 4, 2006</b> <b>Application No.: 10/080,425</b> <b>Filed: February 22, 2002</b> <b>Title: ACCESSORY INTERFACE SYSTEM</b>	<b>Group Art Unit: 2682</b> <b>Examiner: PHU, Sanh D.</b>
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**RENEWED PETITION UNDER 37 CFR 3.81(b)**

Mail Stop Petition  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Attention:  
Office of Petitions

Dear Sir/Madam:

This renewed Petition under 37 CFR 3.81(b) is submitted in response to the Decision on Petition ("Decision") dated September 12, 2006 dismissing a previous Petition mailed on April 19, 2006. A copy of the Decision is attached hereto as Appendix A. The Decision dismissed the earlier Petition stating that the requirements under 37 CFR 3.81 have not been met because "a completed certificate of correction and the certificate of correction fee are both missing from the application file."

Petitioner respectfully submits that a Request of Certificate of Correction was filed in the present application under separate cover on April 19, 2006, the mailing of which was concurrent with the previous Petition submittal on April 19, 2006. To evidence this submission, applicant has attached hereto, as Appendix B, a copy of the

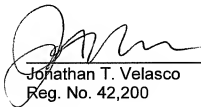
Request for Certificate of Correction along with payment of the fee for Certificate of Correction mailed on April 19, 2006, along with a copy of the postcard stamped by the Office to evidence receipt of the same.

Accordingly, applicant respectfully submits that the requirements under 37 CFR 3.81(b) are met, and respectfully request granting the petition to correct the assignee name. As noted in the previous submission, the failure to correct the typographical error of the correct assignee name on the PTOL-85B form was inadvertent.

No fee is believed due in connection with the present renewed Petition. However, if necessary, the Director is authorized to charge any additional fee(s) or any underpayment of fee(s) or credit any overpayment(s) to Deposit Account No. 50-3001 of Kyocera Wireless Corp.

Respectfully Submitted,

Dated: Oct 17, 2006



Jonathan T. Velasco  
Reg. No. 42,200

Jonathan T. Velasco  
Kyocera Wireless Corp.  
Attn: Patent Department  
P.O. Box 928289  
San Diego, California 92192-8289  
Tel: (858) 882-3501  
Fax: (858) 882-2485

## **Appendix A**

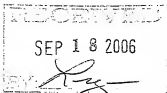


UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

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Kyocera Wireless Corp.  
Attn: Patent Department  
PO Box 928289  
San Diego CA 92192-8289



**COPY MAILED**

**SEP 12 2006**

**OFFICE OF PETITIONS**

In re Patent of	:	
Curtiss, et al.	:	
Patent No. 7,024,230	:	
Issue Date: April 4, 2006	:	Decision on Petition
Application No. 10/080,425	:	
Filing Date: February 22, 2002	:	
Attorney Docket No. UTL 00179	:	

This is a decision on the petition under 37 CFR § 1.183, filed April 25, 2006 (certificate of mailing date April 19, 2006), to waive the rules and accept the correction of the assignee data on the front page of the above-identified patent. The petition is also being treated as a request under 37 CFR 3.81 to accept the correction of the assignee data.

The petition under 37 CFR 1.183 is **dismissed as moot**.

The request under 37 CFR 3.81 is **dismissed**.

Effective June 25, 2004, 37 CFR 3.81(b) has been revised to no longer require the correction of the assignee data prior to issuance of the patent. Therefore, a petition to waive the rule is unnecessary. 37 CFR 3.81(b) currently states:

Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 before issuance of the patent, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a)) and the processing fee set forth in § 1.17(i) of this chapter.

In other words, the request under 37 CFR 3.81(b) will be granted when:

- (1) a request under 37 CFR 3.81 and the fee set forth in 37 CFR 1.17(i) are filed,

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Patent No. 7/024,230

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- (2) the assignment was submitted for recordation prior to issuance of the patent, and
- (3) a request for a certificate of correction and the fee set forth in 37 CFR 1.20(a) are submitted.

Petitioners have not met the requirements set forth above because a completed certificate of correction and a \$100.00 certificate of correction fee are both missing from the application file. Therefore, the request is dismissed.

Further correspondence with respect to this matter should be addressed as follows:

**By mail:** Mail Stop PETITION  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

**By hand:** U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop Petition  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

**By FAX:** (571) 273-8300 - ATTN: Office of Petitions

The file is being forwarded to Files Repository.

Telephone inquiries should be directed to the undersigned at (571) 272-3230.



Shirene Willis Brantley  
Petitions Attorney  
Office of Petitions

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## **Appendix B**

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RECEIVED	<b>Request for Certificate of</b>
MAY 01 2006	<b>Correction</b>
BY: <i>mm</i>	in the
<b>U.S. PATENT &amp; TRADEMARK OFFICE</b>	

**ACCESSORY INTERFACE  
SYSTEM**

- Transmittal Form (1 pg.)
- Fee Transmittal (1 pg.)
- Credit Card Payment Form (1 pg.)
- Req. for Certificate of Correction (2 pgs.)
- Assignment Recordation (copy) (2 pgs.)
- Return Receipt Postcard

APR 24 2006

Applicant(s): CURTISS et al.  
Filing Date: February 22, 2002  
App. No.: 10/080,425  
Patent No.: 7,024,230  
Patent Date: April 4, 2006  
Assignee: Kyocera Wireless Corp.  
Dkt. No.: UTL 00179  
First Class Mailed: April 19, 2006

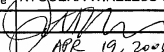
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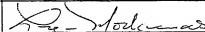
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PTO/SB/21 (02-04)  
 Approved for use through 07/31/2006, OMB 0651-0031  
 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/080,425; Pat No.: 7,024,230	
	Filing Date	Feb. 22, 2002; Pat Date: Apr. 4, 2006	
	First Named Inventor	CURTISS, Troy	
	Art Unit	2682	
	Examiner Name	PHU, Sanh D.	
Total Number of Pages in This Submission	7	Attorney Docket Number	UTL 00179

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Form PTO-2038 Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Certificate of Correction; Assignment Recordation (copy) and Return Receipt Postcard
Remarks _____		
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>		
Firm or Individual name Signature Date	Jonathan T. Velasco Reg. No.: 42,200 KYOCERA WIRELESS CORP.  APR 19, 2006	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Certificate of Correction Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name Signature Date	Lynn Morkunas  APRIL 19, 2006	

This collection of information is required by 37 CFR 1.51. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

## FEE TRANSMITTAL For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130.00

### Complete if Known

Application Number	10/080,425; Pat No.: 7,024,230
Filing Date	Feb. 22, 2002; Pat Date: Apr. 4, 2006
First Named Inventor	CURTISS, Troy
Examiner Name	PHU, Sanh D.
Art Unit	2682
Attorney Docket No.	UTL 00179

### METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: 50-3001 Deposit Account Name: \_\_\_\_\_

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	
Utility	300	150	500	250	200	100	0
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
0	- 20 or HP = 0	x 0	= 0

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
0	- 3 or HP = 0	x 0	= 0

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
	0	

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
0	- 100 = 0	/ 50 = 0	(round up to a whole number) x 0	= 0

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Request for Certificate of Correction Fee

Fees Paid (\$)

130.00

#### SUBMITTED BY

Signature

Registration No.  
(Attorney/Agent)

42,200

Telephone 858-882-3501

Name (Print/Type) Jonathan T. Velasco

Date APR 19, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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